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JAMES C. SIMMONS

Name

James C. Simmons  
Signature

August 5, 2004

Date of signature

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:  
Kirby

Serial no: 10/788,882

Filed: February 27, 2004

For: IMPROVED SOUND QUALITY BOX CALL

Art Unit: 3712

**COMPLETION OF FILING REQUIREMENTS**

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice mailed June 16, 2004, to File Missing Parts of Nonprovisional Application, enclosed are:

1. Declaration
2. Check for \$450 for the filing fee (\$385) and surcharge (\$65) at the small entity rate. Applicant claims small entity status. There are no excess claims.
3. Copy of the Notice.
4. Preliminary Amendment

Respectfully submitted,

James C. Simmons

James C. Simmons

Reg. no. 28,474

Enclosures

The Law Office of James C. Simmons

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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/788,882	02/27/2004	Richard C. Kirby	

THE LAW OFFICE OF  
 JAMES C. SIMMONS  
 11 Falmouth Lane  
 Williamsville, NY 14221



CONFIRMATION NO. 4575

## FORMALITIES LETTER



\*OC000000012956273\*

Date Mailed: 06/16/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 385 to complete the basic filing fee for a small entity.*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$450** for a Small Entity

- **\$385** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts

08/10/2004 DTESSEM1 00000039 10788882

Commissioner for Patents

P.O. Box 1450

01 FC:2001  
 02 FC:2051

385.00 OP  
 65.00 OP

Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

A handwritten signature in black ink, appearing to read "Ahmed", is written over a horizontal line.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE